

**INDIANA BOARD OF PODIATRIC MEDICINE
INDIANA GOVERNMENT CENTER SOUTH
402 WEST WASHINGTON STREET
CONFERENCE CENTER
ROOM 1
INDIANAPOLIS, INDIANA 46204**

MINUTES OF MAY 11, 2018

Vincent Coda, D.P.M., Chairman, called the meeting to order at 1:00 p.m. and declared a quorum in accordance with IC § 25-29-2-5.

Members Present: Vincent Coda, D.P.M., Chairman
Jane Koch, D.P.M., Vice Chairman – teleconference
Lisa Lanham, D.P.M.
Therese Eutsler, P.T.
William Oliver, D.P.M.

Staff Present: Darren Covington, Board Director
Office of the Attorney General

Kimberly Letko, Assistant Board Director
Professional Licensing Agency

Jodi Stein, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda.

Participating Board Members: Vincent Coda, D.P.M., Jane Koch, D.P.M., Lisa Lanham, D.P.M., Therese Eutsler, P.T., William Oliver, D.P.M.

Eutsler/Oliver, 5/0/0
Ayes: Oliver, Coda, Koch, Lanham, Eutsler
Motion carries

The Board voted to adopt the February 9, 2018 minutes.

Participating Board Members: Vincent Coda, D.P.M., Jane Koch, D.P.M., Lisa Lanham, D.P.M., Therese Eutsler, P.T., William Oliver, D.P.M.

Lanham/Oliver, 4/0/0
Ayes: Oliver, Coda, Koch, Lanham, Eutsler
Motion carries

FULL BOARD APPEARANCE

Meredith Lizza, Legislative & Communications Director, Professional Licensing Agency

Ms. Lizza appeared before the Board to present a summary of the 2018 Legislative session and update the Board regarding the following bills that would directly affect medical practitioners.

SB221 – INSPECT Program

Allows a dispenser of ephedrine, pseudoephedrine, or a controlled substance to transmit certain information to the INSPECT program by any electronic method that meets specifications prescribed by the state board of pharmacy. It also requires the following practitioners to obtain information about a patient from the data base before prescribing an opioid or benzodiazepine to the patient.

This bill impacts all Controlled Substances Registration holders effective July 1, 2018 with rolling effective dates for mandatory query of a patient's INSPECT record.

SB225 – Continuing Education Requirements

Establishes continuing education requirements for licensed health care practitioners who apply for a controlled substances registration. Provides that the continuing education requirements expire July 1, 2025.

All continuing education courses must be approved by the Board or provided by an approved organization.

This bill impacts all Controlled Substance Registration holders effective July 1, 2018.

HB1245 – Occupational Licensing

Provides that the State and a local governmental unit shall explicitly list all crimes and will disqualify an individual from receiving an occupational license. Provides that the use of an individual's conviction of a crime as a disqualifying criminal conviction is limited to a crime that specifically and directly relates to the duties and responsibilities of the occupation for which the individual is applying for or hold a license.

This bill impacts all Boards and Committees and is effective March 21, 2018.

PERSONAL APPEARANCES

Participating Board Members: Vincent Coda, D.P.M., Jane Koch, D.P.M., Lisa Lanham, D.P.M., Therese Eutsler, P.T., William Oliver, D.P.M.

Frederick Fedorchak, D.P.M., License No. 07000528A, Cause No. 2016 PMC 0002

Dr. Fedorchak appeared before the Board regarding his probation.

Dr. Fedorchak stated that he has not performed any surgeries or prescribed any controlled substances since his license was placed on probation and therefore did not have any logs to submit. He also stated that he was discharged from PSI after one year.

The Board stated that an INSPECT report showed that two prescriptions were written under his name since his last probationary appearance. Dr. Fedorchak stated that his daughter, Veronica Fedorchak, DPM must have written those scripts and that he would confirm with the pharmacy if they mistakenly put the scripts under his controlled substance registration number instead of his daughter's number.

The Board discussed the terms and conditions of the amended Final Order that stated Dr. Fedorchak would submit continued quarterly reports regarding Dr. Fedorchak's sobriety and report any failed drug tests within forty-eight (48) hours.

The Board agreed that Dr. Fedorchak could sign a contract with pain specialist, Dr. Julian Unger, M.D., to continue to provide the quarterly reports on his sobriety and random drug screens since he had completed the Positive Sobriety Monitoring.

ADMINISTRATIVE HEARINGS

Yev Gray, D.P.M., License No. 07000848A, Cause Number 2018 PMC 0001

Respondent failed to appear in person or with counsel regarding a Notice of Proposed Default scheduled before Board. The State of Indiana was represented by Patricia Gibson and the court reporter sworn in for this matter was Marlana Haig from Circle City Reporting.

Participating Board Members: Vincent Coda, D.P.M., Jane Koch, D.P.M., William Oliver, D.P.M., Lisa Lanham, D.P.M., Therese Eutsler, P.T.

On November 7, 2016, the Illinois Department of Financial and Professional Regulation (IDFPR) placed Respondent's Illinois podiatry license on indefinite suspension due to incorrect coding of services which included Medicare Fraud.

Respondent was convicted of Conspiracy to Commit Offenses Against the United States and False Statements Relating to Healthcare on August 15, 2017 and was sentenced to ninety (90) months in federal prison and ordered to pay over six million (\$6,000,000.00) in restitution. Respondent's wife was also convicted and sentenced to prison. Respondent will begin his prison sentence after his wife completes hers, which is expected to occur in June of 2018. Respondent is not incarcerated at this time.

At the February 9, 2018 Board meeting, the Board issued a Notice of Proposed Default due to Respondent not appearing before the Board for this hearing.

The State requested that the Board hold Respondent in default.

After discussion, the Board moved to HOLD Respondent in DEFAULT.

Oliver/Lanham, 5/0/0
Ayes: Oliver, Coda, Koch, Lanham, Eutsler
Motion carries

State admitted the following exhibits into evidence:

Exhibit A: Respondent's Records from IDFP

Exhibit B: United States District Court Criminal Case Judgement

The State requested the Board revoke his license.

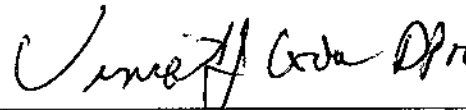
After discussion the Board moved to REVOKE Respondent's license.

Oliver/Eutsler, 5/0/0
Ayes: Oliver, Coda, Koch, Lanham, Eutsler
Motion carries

DISCUSSION

CONTINUING EDUCATION AUDIT FOR JULY 1, 2015 – JUNE 30, 2017 PERIOD

The Board discussed the continued progress of the Continuing Education Audit. Podiatrists are required to complete thirty (30) continuing education credits every two years, or fifteen (15) continuing education credits per year. The random audit period will be from July 1, 2015 through June 30, 2017.



Vincent Coda, D.P.M., Chairman

Jane Koch, D.P.M., Vice Chairman

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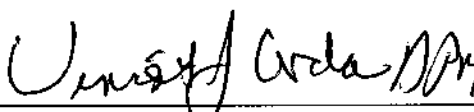
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